IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1291 OF 2007

The Cosmos Co-Op. Bank Ltd. ..Applicant
Vs.
Sewa Medicals Limited and ors. ..Respondents

Ms. Varsha Palav for applicant.
Mr. P.D. Sampat i/by Vinod Singh for respondent no.1.
Mr. A.S. Shitole, APP for State.

CORAM: B.H. MARLAPALLE, J.

Date : August 30, 2007.

P.C.:

1. Heard the learned counsel for the respective parties. Perused the impugned order of acquittal of the respondents-accused for the offence punishable under Section 138 of the Negotiable Instruments Act passed by the learned Magistrate.

2. Leave to appeal under Section 378 (4) of Cr.P.C. is hereby granted.

3. Appeal is admitted.

4. Respondents waive service.

5. Call for R & P.

(B.H. Marlapalle,J.)